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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado
corporation; ORACLE AMERICA, INC., a
Delaware corporation; and ORACLE
INTERNATIONAL CORPORATION, a
California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada
corporation, and SETH RAVIN, an
individual,

Defendants.

CASE NO. 2:10-cv-00106-LRH-VCF

**DECLARATION OF MARK A. PERRY
IN SUPPORT OF DEFENDANT
RIMINI STREET, INC.'S MOTION TO
STAY ENFORCEMENT OF
PERMANENT INJUNCTION
PENDING APPEAL, OR
ALTERNATIVELY FOR A
TEMPORARY STAY**

Judge: Hon. Larry R. Hicks

DECLARATION OF MARK A. PERRY

I, Mark A. Perry, declare as follows:

1. I am an attorney admitted to practice *pro hac vice* before this Court. I am a partner in the law firm of Gibson Dunn & Crutcher LLP, and I am one of the attorneys representing Defendant Rimini Street, Inc. in the above-captioned matter.

2. I submit this declaration in support of Rimini's Motion to Stay Enforcement of Permanent Injunction Pending Appeal, or Alternatively for a Temporary Stay (the "Motion"). Unless otherwise indicated, I have personal knowledge of the foregoing and could and would testify to the same if called as a witness in this matter.

3. This situation merits an Emergency Motion under this District's Local Rules.

4. For all of the reasons stated in the Motion, Rimini will suffer irreparable harm if a stay of the injunction is not immediately granted and the injunction is allowed to go into effect.

5. On August 15, 2018, the day this Court entered the permanent injunction, I caused a letter to be sent to William Isaacson and John Polito, counsel for Oracle. In the letter, I notified Oracle of this Motion; set forth our assumption that Oracle would oppose the relief requested; and asked Oracle to inform me by 12:00 PM PST if it wanted to meet and confer to discuss stipulating to a stay of the injunction pending appeal. At 3:11 PM PST, Mr. Polito informed me that "Oracle plans to oppose Rimini's emergency motion to stay enforcement of the injunction pending appeal." Rimini therefore seeks relief from this Court.

6. The office addresses and telephone numbers of the movant are as follows:

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7. The office addresses and telephone numbers of affected parties are as follows:

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8. Attached as **Exhibit A** is a true and correct copy of my August 15, 2018, letter to Mr. Isaacson and Mr. Polito.

9. Attached as **Exhibit B** is a true and correct copy of Mr. Polito's August 16, 2018, response.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this declaration was executed in Warren, RI, on August 16, 2018.

/s/ Mark A. Perry

Mark A. Perry

CERTIFICATE OF SERVICE

I hereby certify that on this date, I caused to be electronically uploaded a true and correct copy in Adobe “pdf” format of the above document to the United States District Court’s Case Management and Electronic Case Filing (CM/ECF) system. After the electronic filing of a document, service is deemed complete upon transmission of the Notice of Electronic Filing (“NEF”) to the registered CM/ECF users. All counsel of record are registered users.

DATED: August 16, 2018

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Mark A. Perry

Mark A. Perry

Attorney for Defendant Rimini Street, Inc.